

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Charles Donald Montgomery, Jr.
 Serial Number: 10/602,145
 Filing Date: 06/24/2003
 Title: Method Of Adapting An Optical Network To Provide Lightpaths To Dynamically Assigned Higher Priority Traffic
 Examiner: Rose, Kerri M
 Art Unit: 2616

OK TO ENTER: /KMR/

Commissioner for Patents
 PO Box 1450
 Alexandria, VA 22313-1450

11/12/2008

REPLY TO OFFICE ACTION

EXPEDITED PROCEDURE UNDER 37 CFR § 1.116

Sir:

No additional fee is believed to be necessary at this time. However, if Commissioner believes that an additional fee is necessary, please charge said fee to CARSTENS & CAHOON, LLP Deposit Account No. 50-0392 in order to further examination and prevent abandonment of the application.

This Reply is filed in response to the final Office action dated September 3, 2008 for the application referenced above. Reconsideration of the Application in view of the amendments and remarks is respectfully requested. The applicable sections begin on the following pages:

AMENDMENTS TO THE CLAIMS 2
 REMARKS 6

In response to the final Office action, Applicant offers the following: